

Attachment 2 - EEOC Complaint Form

FILED

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DIVISION

22 OCT 31 PM 2:20

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY *RN*
DEPUTY CLERK

1:22CV01109 RP

(Name of plaintiff or plaintiffs)

Civil Action Number:

v.

Tom Mary Jane Grubb
Austin Municipal Court A.M.C.)(Case Number to be supplied
by the Intake Clerk)

(Name of defendant or defendants)

COMPLAINT

1. This action is brought by Tom D. Henderson, Plaintiff, pursuant to the following selected jurisdiction:

(Please select the applicable jurisdiction)

Title VII of the Civil Rights Act of 1964 (42 USC §§ 2000e et seq.) Employment Discrimination on the basis of race, color, sex (gender, pregnancy and sexual harassment), religion or national origin.

The Age Discrimination in Employment Act (29 USC §§ 621 et seq.) (ADEA).

The Americans With Disabilities Act (42 USC §§ 12102 et seq.) (ADA).

The Equal Pay Act (29 USC § 206(d)) (EPA).

The Rehabilitation Act of 1973 (29 USC §791 et seq.) (Applicable to federal employees only).

2. Defendant MARY JANE GRUBB (A.M.C.) (Defendant's name) lives at, or its business is located at 6600 Burleson Rd. 310 (street address), STE 175 (city), TX (state), 78744 (zip).

3a. Plaintiff sought employment from the defendant or was employed by the defendant at 6600 Burleson Rd. (street address), 13th flg. 310 STE. 175 (city), Austin (state), TX 78744 (zip).

3b. At all relevant times of claim of discrimination, Defendant employed 100+ (#) employees. If defendant is a union, at all relevant times of claim of discrimination, Defendant had ___ (#) members.

4. Defendant discriminated against plaintiff in the manner indicated in paragraph 8 of this complaint on or about March (month) 26 (day) 2021 (year). If incidents of discrimination occurred more than one day, please indicate the beginning and ending dates of such acts: July 14, 2019 thru
March 26, 2021

5. Plaintiff filed charges against the defendant with the Equal Employment Opportunity Commission (E.E.O.C.) charging defendant with the acts of discrimination indicated in paragraph 7 of this complaint on or about Aug 05 (month) 20 (day) 2020 (year). (Not applicable to federal civil service employees).

6a. The E.E.O.C. issued a Notice of Right to Sue which was received by plaintiff on July (month) 31 (day) 2022 (year). (Not applicable to ADEA and EPA claims or federal civil service employees).

VERY IMPORTANT NOTE: PLEASE ATTACH A COPY OF YOUR NOTICE OF RIGHT TO SUE AND THE ENVELOPE IN WHICH IT WAS RECEIVED TO THIS COMPLAINT.

6b. Please indicate below if the E.E.O.C issued a Determination in your case:

Yes
 No

VERY IMPORTANT NOTE: IF YOU CHECKED "YES", PLEASE ATTACH A COPY OF THE E.E.O.C.'S DETERMINATION TO THIS COMPLAINT

7. Because of plaintiff's:

(Please select the applicable allegation(s))

Race (If applicable, state race) _____

Color (If applicable, state color) _____

Sex (gender, pregnancy or sexual harassment) (If applicable, state sex and claim)

Religion (If applicable, state religion) _____

National Origin (If applicable, state national origin) _____

Age (If applicable, state date of birth) _____

Disability (If applicable, state disability) _____

Prior complaint of discrimination or opposition to acts of discrimination. (Retaliation) (If applicable, explain events of retaliation) _____

The defendant: (please select all that apply)

failed to employ plaintiff.

terminated plaintiff's employment.

failed to promote plaintiff.

harassed plaintiff.

other (specify) *Defendant violated my civil
right of due process took adverse action
actions against me leading to a medical
condition that rendered me unable to work.*

8a. State specifically the circumstances under which defendant, its agent, or employees discriminated against plaintiff PERSONALLY:

VERY IMPORTANT NOTE: INCLUDE SPECIFIC DATES, SPECIFIC EVENTS, AND ANY SPECIFIC COMMENTS MADE BY DEFENDANT PERTAINING TO THE DISCRIMINATION CLAIM ALLEGED ABOVE.

*Specifics related to this complaint span
a three year period. There are documented
emails and copies policies that support my
complaint and will be made available
at the time of hearing.*

8b. List any witnesses who would testify for plaintiff to support plaintiff's allegations and the substance of their testimony:

Available at time of hearing.

8c. List any documentation that would support plaintiff's allegations and explain what the documents will prove:

Available at time of hearing

9. The above acts or omissions set forth in paragraphs 7 and 8 are:

still being committed by defendant.

no longer being committed by defendant. *(Erased) 3/20/21*

10. Plaintiff should attach to this complaint a copy of the charge filed with the Equal Employment Opportunity Commission. This charge is submitted as a brief statement of the facts supporting this complaint.

WHEREFORE, plaintiff prays that the Court grant the following relief to the plaintiff:

Defendant be directed to employ plaintiff.

Defendant be directed to re-employ plaintiff.

Defendant be directed to promote plaintiff.

Defendant be directed to compensate plaintiff with
punitive damages and, suffering
in accordance with the law.

, and that the Court grant such other relief as may be appropriate, including injunctive orders, damages, costs and attorney's fees.

I declare (or certify, verify, or state) under penalty of perjury that the foregoing is true and correct.

10/31/22

Date

Paula D. Henderson

Signature of Plaintiff

18101 Belvoir Pass

Address of Plaintiff

Manor TX 78653

City

State

Zip Code

512-203-2401

Telephone Number(s)